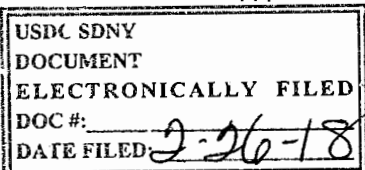
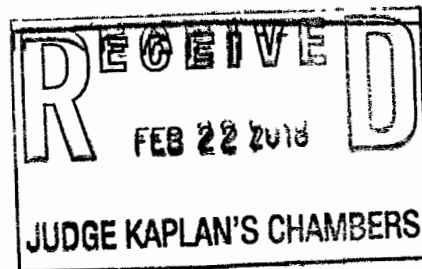


Robert



February 21, 2018



VIA OVERNIGHT MAIL

Hon. Lewis A. Kaplan
United States District Court Judge
United States Courthouse
500 Pearl Street
New York, New York 10007

Re: Kleeberg v. Eber, et al., Index No. 1:16 cv 09517

Dear Judge Kaplan:

I am writing to inform the Court that this firm's client, and one of the co-defendants in the above-referenced matter, Elliott W. Gumaer, Jr. died yesterday. I have been informed by one of the co-executors that they expect to retain us to represent the estate, although that cannot be done immediately. Once retained, I anticipate we will be authorized to file a formal notice of the suggestion of death with the Court. In the meantime, I am unable formally to participate in this action.

Thank you for your continued attention to this matter.

Respectfully submitted,

Robert Calihan / Lm

Robert B. Calihan

cc: Brian Christopher Brook, Esq. (via email)
Paul F. Keneally, Esq. (via email)
William G. Bauer, Esq. (via email)
Andrew Mohan (via email)